

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ORLANDO PERALTA,

Petitioner,

21 CIVIL 349 (VEC)
19 CR. 135 (VEC)

-against-

JUDGMENT

UNITED STATES OF AMERICA,

Respondent.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated December 3, 2021, Mr. Peralta's petition is DENIED. The Court declines to issue a certificate of appealability as Petitioner has not made a substantial showing of a denial of a constitutional right. *See Matthews v. United States*, 682 F.3d 180, 185 (2d Cir. 2012). The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith and permission to proceed *in forma pauperis* is therefore denied; accordingly, case No. 21-CV-349 is closed.

DATED: New York, New York
December 6, 2021

RUBY J. KRAJICK

BY: _____
David J. Lanza

Clerk of Court

Deputy Clerk